

Case No. 1:10-CV-01014
Gwin, J.

declines to modify its earlier ruling. See [Ziegler v. Aukerman, 512 F.3d 777, 783 \(6th Cir. 2008\)](#).^{1/}

The Court **DENIES** the Defendants' motion and will consider no further motions on this issue because it has been resolved multiple times.

IT IS SO ORDERED.

Dated: June 9, 2011

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

^{1/} The Court reminds the Defendants that the Plaintiff's claim is based upon the United States Constitution; accordingly, the relevant legal standard is the Fourth Amendment and case law interpreting it. An Ohio statute and the statements of Ohio officers interpreting an Ohio state law can not trump the protections afforded by the Fourth Amendment and any reliance upon those sources of law, where inconsistent with federal standards, is misplaced.